

Mayor Hambleton opened a public hearing November 11, 2008, at 7:00 PM as advertised for the purpose of hearing comments on the matter of the updated Comprehensive Plan (2008). Mayor Hambleton asked for written comments, there were none. He asked for oral comments from the public. There being none, he declared the hearing closed at 7: 01 PM.

Mayor Hambleton opened a public hearing November 11, 2008, at 7:01 PM as advertised for the purpose of hearing comments on an amendment to the Zoning Code to permit an apartment on the ground or first floor of a building in the Traditional Central Business District (C-1) under certain specified conditions. Mayor Hambleton asked for written comments, there were none. He asked for oral comments from the public. Terry Gibson (who noted he was talking on his own accord and not for the Economic Development Committee) noted that he would like to see the city preserve a viable commercial corridor. He feels this zoning change is a contradiction with the direction the Economic Development Committee is going. Mayor Hambleton declared the hearing closed at 7:03 PM.

The Dallas Center City Council met in regular session November 11, 2008 at 7:03 PM. Mayor Hambleton called the meeting to order and led the pledge of allegiance. Council members present included Dan Willrich, Kim Cross, Bill Ellerman, Alex MacConnell and Gary Stevens.

The agenda was amended to move item 19-Resolution 2008-44 authorizing the issuance, execution, delivery and sale of revenue bonds (YMCA Project), Series 2008, in an aggregate principal amount not to exceed \$7,000,000 of the City of Dallas Center, Iowa; the execution and delivery of a Loan Agreement, and other matters relating thereto, to immediately follow item 7-public communications. Motion by Ellerman, 2<sup>nd</sup> by Willrich to approve the amended agenda. All ayes. Passed.

Motion by Cross, 2<sup>nd</sup> by MacConnell to approve consent agenda-minutes of October 14, 2008 council meeting, October Treasurer's Report, October Police, Fire/Rescue, and Water Reports, approve invoices for payment (Review Committee – Willrich and MacConnell), approve appointment of Deb Anderson to the Economic Development Committee. All ayes. Passed

Terry Gibson and Brent Wirth gave an update on the Economic Development Committee's work on a new tagline and logo for the City. ED will be holding a public meeting in January and would like the council to decide on water tower colors after that time, possibly incorporating these new items into the water tower paint colors. Per engineer Sorensen, the paint colors could be chosen in February. Mayor Hambleton thanked Brent for all of his work on the new tagline and logo.

Motion by Ellerman, 2<sup>nd</sup> by Willrich to approve Digital Stew invoice. Ayes-Willrich, Ellerman, Cross, and Stevens. Abstain-MacConnell. Passed.

Motion by Willrich, 2<sup>nd</sup> by MacConnell to approve Resolution 2008-44 – authorizing the issuance, execution, delivery and sale of revenue bonds (Waukee YMCA Project), Series 2008, in an aggregate principal amount not to exceed \$7,000,000 of the City of Dallas Center, Iowa; the execution and delivery of a Loan Agreement, and other matters relating thereto. Ayes-Willrich, MacConnell, Stevens, and Ellerman. Nay-Cross. Passed.

Jerry Leach informed the council that a few years ago his property was vandalized and in January of 2008 he requested a copy of the police report from that incident. He stated that it took several months for him to get a copy of the report and that when he got the report he only received the first page. Leach has visited with County Attorney Wayne Reisetter and was told if the page is being withheld it is typically to protect the victim. Leach stated to the council he was the victim and he wants a copy of the second page of the report. Attorney Brown informed him that the second page includes social security number, date of birth, etc. of the people involved and also contains the officer's comments. Therefore, the second page of the report does not fall under the open records law and is considered confidential information. Mayor Hambleton informed Leach that the state Ombudsman office is also a good resource, or he can try to petition the courts for the confidential document. He stated he will keep trying to obtain the document.

Motion by Ellerman, 2<sup>nd</sup> by MacConnell to approve Ordinance 391-amending the Zoning Code to permit an apartment on the ground or first floor of a building in the Traditional Central Business District (C-1) under certain specified conditions, first reading. Ayes-Ellerman, MacConnell, Stevens, and Willrich. Nay-Cross. Passed.

Motion by Ellerman, 2<sup>nd</sup> by Willrich to waive the 2<sup>nd</sup> and 3<sup>rd</sup> readings making the ordinance effective upon publication. Ayes-Ellerman, Willrich, Stevens and MacConnell. Nay-Cross. Passed.  
Before voting Cross stated she would like input from business owners that might be affected by the Ordinance.

Motion by Cross, 2<sup>nd</sup> by Stevens to allow a tenant to move in before publication of ordinance. All ayes. Passed.

Motion by Ellerman, 2<sup>nd</sup> by Willrich to approve Resolution No. 2008-39 – approving updated Comprehensive Plan (2008) for the City of Dallas Center. Roll call: 5-0. Passed.

Brian Slaughter informed the council that public works has been working on street sweeping, equipment maintenance and installing snow fence. He also stated that the StormReady signs are up and that 230<sup>th</sup> Street may need some cold patch.

Motion by Ellerman, 2<sup>nd</sup> by Willrich to approve construction of a garage over storm sewer (no existing easement) at 1005 Sycamore.

Water Storage Improvements Project (Water Tower)-work will continue on the base of the cone as long as the weather holds. The tank should be up by spring.

Motion by MacConnell, 2<sup>nd</sup> by Willrich to approve partial pay estimate #3-Maguire Iron-\$233,060.13. All ayes. Passed.

Motion by Ellerman, 2<sup>nd</sup> by Willrich directing the city attorney to draft a letter to the developers of Country Living Estates stating they have until September 1, 2009 to sealcoat the streets in the development as this was a mandated requirement under city code. Ayes-Ellerman, Willrich, MacConnell, and Stevens. Abstain-Cross. Passed.

Motion by Ellerman, 2<sup>nd</sup> by MacConnell to allow homeowners in County Living Estates one year after construction is complete before the driveway must be concreted or sealcoated. Ayes-Ellerman, MacConnell, Stevens, and Willrich. Abstain-Cross. Passed.

Engineer Veenstra informed council of a possible second stimulus package which could contain infrastructure funds. If this would get passed, the City could have to move quickly. Typically these funds are a matching grant and the project would need to have a short completion time.

Motion by Willrich, 2<sup>nd</sup> by Stevens to establish TIF revenue request for FY 2009-2010 in the amount of \$30,000. All ayes. Passed.

Motion by Willrich, 2<sup>nd</sup> by MacConnell to approve Resolution 2008-47 - establishing a rate schedule for city equipment and personnel used in nuisance abatement. Roll call: 5-0. Passed.

Motion by Cross, 2<sup>nd</sup> by Willrich to approve Resolution 2008-45 - approving the city's participation in the State Income Offset program. Roll call: 5-0. Passed.

Motion by Ellerman, 2<sup>nd</sup> by Willrich to approve Resolution 2008-46 - approving the form of the amended Section 125 Cafeteria Plan. Roll call: 5-0. Passed.

Economic Development Committee Report-Hambleton and Gibson attended a regional Economic Development effort in Perry with Granger, Adel, Ogden, Perry, and Rippey to discuss possibly working together. The ED

committee has been discussing getting Brian Clarke back to see about different pieces of his plan that could be worked on.

Council Reports-Ellerman discussed the Spectrum house at 1305 Vine and was informed that the City has done everything under our current ordinances. The house is not a danger and the nuisances have been abated.

Council discussed Christmas Eve as a possible paid holiday. It was decided that because of the two floating holidays, it would not be added as a paid holiday. It was stated that it would be acceptable for City Hall to be closed on Christmas Eve day.

Meeting adjourned at 9:30 PM.

Animal Rescue League	Animal Impound	100.00
Arnold Auto Supply	Oil/Fuel Filter	149.91
Baker & Taylor Co.	Books & Dvds	1,289.83
Bay Bridge Administrators	Nov Cancer Ins	305.15
Brown, Fagen & Rouse	Nov Retainer	1,750.00
Carpenter Uniform	Clothing	450.00
Casey's General Store	Nov Service	450.07
Charles Rhinehart	105 Kellogg	172.50
IA Dept Of Human Services	Oct Child Support	312.35
IA Dept Of Human Services	Nov Child Support	312.35
City Of Adel	Jack & Video	387.09
City Of Dallas Center	H Stevens 1203 8th	200.00
CJ Cooper & Associates	Drug Screen	60.00
Continental Research Corp	Supplies	109.33
Wells Fargo	Postage	1,224.16
Culligan Water System	Oct Service	29.75
Dallas County News, Inc	Publication	374.25
Data Technologies	Software	322.98
Data Technologies	Software Support	3,100.00
Digital Stew Services	Computer Repair	374.94
DMACC	First 1/2 Reim	374.50
Doors Inc	Keys	10.00
Dust-Tex Services, Inc	Oct Service	62.40
EFTPS	Oct Fed W/Holding	3,113.06
EFTPS	Nov Fed/Fica	3,110.77
Emergency Medical Prod	Supplies	151.24
Gale	Books	312.24
Mary Anne Grieve	Mileage	129.88
Grimes Asphalt And Paving	Cold Patch	66.92
Grimes True Value	Mnd Prk Electric	121.00
Hallet Materials	Sand	504.32
Heartland Co-Op	Oct Service	816.17
The Home Office	Supplies	211.69
IAMU	Red Flag Training	10.00
Iowa League Of Cities	Budget Workshop	518.00

Iowa Prison Industries	Street Signs	355.80
IPERS	Oct IPERS	3,014.94
Jim's John Inc	Oct Service	52.50
Jimmerson Custom Design	Scott's Clothing	54.00
Keltek Incorporated	Supplies	47.50
Koch Brothers	Reader Printer Bulb	97.28
Krudico Inc	Eqp Repair	334.40
LGI	Tests	271.10
Luellen Brothers Inc	Supplies	146.07
Maguire Iron Inc	Wtr Stor Pay Est 3	233,060.13
Mediacom	Oct Serv	45.95
Medicap Pharmacy	Film Processing	50.54
Menards	Elc Serv Mound	114.90
MHM Resources LLC	Sec 125 Annual Fee	285.00
MidAmerican Energy	Oct Service	3,877.45
Moss Bros, Inc	Snow Removal	238.24
North American Salt	Salt	2,380.55
Old Dominion Brush	Supplies	111.94
Otis Elevator	Elevator Contract	1,026.66
Nationwide Retirement Sol	Oct Deferred Comp	126.00
Praxair Distribution	Supplies	323.23
Qwest	Oct Service	952.34
Treasurer - State Of Iowa	Oct Sales Tax	1,453.59
Scholastic Library	Books	145.20
Smith's Sewer Service Inc	Sewer Cleaning	705.00
South Dallas Cnty Landfill	Settlement Claim	2,195.00
Southern Living	Subscription	36.00
Spring Valley Wireless	Pager Maint	213.76
TR Portable Welding	Repairs	65.00
Truenorth	Nov Ins Prem	9,149.47
Truenorth	Dec Ins Prem	8,301.47
Trugreen	Lawn Spraying	3,308.00
Veenstra & Kimm	Bldg Permits	4,605.35
Verizon Wireless	Oct Service	143.94
Treasurer - State Of Iowa	Oct W/Holding	982.90
Waste Management Of Iowa	Oct Serv	11,638.85
Mary Werch	Mileage Urbandale	315.59